

ROBERT K. PHILLIPS, ESQ.
Nevada Bar No. 11441
MEGAN E. WESSEL, ESQ.
Nevada Bar No. 14131
LATISHA ROBINSON, ESQ.
Nevada Bar No. 15314
PHILLIPS, SPALLAS & ANGSTADT LLC
504 South Ninth Street
Las Vegas, Nevada 89101
P: (702) 938-1510
E: rphillips@psalaw.net
mwessel@psalaw.net
lrobinson@psalaw.net

*Attorneys for Defendant
Walmart Inc.*

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

JESSICA LIS,

Plaintiff,

vs.

WALMAR INC. and DOES I through X,
inclusive,

Defendant(s).

Case No.: 2:20-cv-01324-JCM -EJY

**STIPULATION AND ~~[PROPOSED]~~
ORDER TO EXTEND DISCOVERY
DEADLINES**

[SECOND REQUEST]

Plaintiff JESSICA LIS (hereinafter “Plaintiff”) and Defendant WALMART INC. (hereinafter “Defendant” or “Walmart”), by and through their respective counsel of record, do hereby stipulate to extend the remaining deadlines in the current scheduling order and discovery plan in this matter for a period of sixty (60) days for the reasons explained herein.

Pursuant to Local Rule 6-1(b), the parties hereby aver that this is the second such discovery extension requested in this matter.

///

///

///

DISCOVERY COMPLETED TO DATE

- The parties have conducted an FRCP 26(f) conference and have served their respective FRCP 26(a) disclosures;
- The parties have filed all required documents pursuant to ECF 2 to date;
- Plaintiff has provided provider specific authorizations;
- Defendant has served written discovery to Plaintiff and Plaintiff has submitted timely responses;
- Plaintiff has served upon Defendant written discovery and Defendant has submitted timely responses;

DISCOVERY TO BE COMPLETED AND REASONS FOR EXTENSION OF DISCOVERY

Discovery to be completed includes:

- Deposition of Plaintiff;
- Depositions of Plaintiff's treating physicians;
- Depositions of fact witnesses;
- Disclosure of experts by both parties;
- Depositions of expert witnesses and rebuttal expert witnesses; and
- Plaintiff to notice Defendant's 30(b)(6) deposition.

The parties aver, pursuant to Local Rule 6-1, that good cause exists for the requested extension. The parties agree that, pending this Court's approval, extension of remaining discovery deadlines is appropriate, as there is a slight delay in obtaining Plaintiff's complete medical records. Defendant subpoenaed applicable medical records regarding Plaintiff's treatment pre and post incident. These medical records are required in order to retain an expert and to provide a complete report so the matter is decided on the merits. Accordingly, the parties have agreed to a 60-day discovery extension in order to ensure that Defendant obtain the Plaintiff's applicable medical records prior to expert disclosures.

The parties have acted in good faith to request this extension and have no intent, nor reason, to delay the resolution of this matter.

///

///

///

~~PROPOSED~~ NEW DISCOVERY DEADLINES

Expert Disclosure Deadline:

Currently: January 1, 2021

Proposed: **March 2, 2021**

Rebuttal Expert Disclosure Deadline:

Currently: January 30, 2021

Proposed: **March 31, 2021**

Discovery Cut-Off Date:

Currently: March 1, 2021

Proposed: **April 30, 2021**

Dispositive Motion Deadline:

Currently: March 30, 2021

Proposed: **May 28, 2021**

Proposed Joint Pre-Trial Deadline:

Currently: April 27, 2021

Proposed: **June 25, 2021**

///

///

///

///

///

///

///

///

///

///

///

If this extension is granted, all anticipated additional discovery should be concluded within the stipulated extended deadline. The parties aver that this request for extension of discovery deadlines is made by the parties in good faith and not for the purpose of delay.

DATED this 3rd day of December, 2020.

TINGEY & TINGEY

/s/Justin L. Dewey

 BRUCE D. TINGEY, ESQ.
 Nevada Bar No. 5151
 JUSTIN L. DEWEY, ESQ.
 Nevada Bar No. 14508
 2001 W. Charleston Blvd.
 Las Vegas, NV 89102

Attorneys for Plaintiff

Jessica Lis

DATED this 3rd day of December, 2020.

PHILLIPS, SPALLAS & ANGSTADT LLC

/s/ Latisha Robinson

 ROBERT K. PHILLIPS, ESQ.
 Nevada Bar No. 11441
 MEGAN E. WESSEL, ESQ.
 Nevada Bar No. 14131
 LATISHA ROBINSON, ESQ.
 Nevada Bar No. 15314
 504 South Ninth Street
 Las Vegas, NV 89101

*Attorneys for Defendant
 Walmart Inc.*

IT IS SO ORDERED:



 UNITED STATES MAGISTRATE JUDGE

DATED: December 3, 2020 _____